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February 14, 2020

VIA E-FILING

Ms. Jocelyn D. Boyd
Chief Clerk of the Commission
SC Public Service Commission
P. O. Drawer 11649
Columbia, SC 29211

RE: South Carolina Energy Freedom Act (House Bill 3659) Proceeding to Address S.C. Code Ann. Section 58-27-460(A)(1) and S.C. Code Ann. Section 58-27-460(A)(2) (Promulgation and Periodic Review of Standards for Interconnection and Parallel Operation of Generating Facilities to an Electrical Utility's Distribution and Transmission System)
Docket No. 2019-326-E

Dear Ms. Boyd:

Enclosed please find for filing the Petition to Intervene on behalf of the Bridgestone Americas Tire Organization, LLC, ("BATO or "Petitioner") in the above-captioned matter. By copy of this letter, I am serving all parties of record.

If you have questions, please do not hesitate to contact me.

Sincerely,

ELLIOTT & ELLIOTT, P.A.

Scott Elliott

SE/lbk
Enclosures

cc: All parties of record (w/encl.)

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA**

DOCKET NO. 2019-326-E

IN RE: South Carolina Energy Freedom Act) (House Bill 3659) Proceeding to Address S.C.) Code Ann. Section 58-27-460(A)(1) and S.C.) Code Ann. Section 58-27-460(A)(2)) (Promulgation and Periodic Review of) Standards for Interconnection and Parallel) Operation of Generating Facilities to an) Electrical Utility's Distribution and) Transmission System))))))))))))	PETITION TO INTERVENE
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Petition to Intervene of Bridgestone Americas Tire Organization, LLC

The Public Service Commission of South Carolina (the “Commission”) established Commission Docket 2019-326-E, on October 10, 2019, pursuant to statutory mandate as the proceeding to address S.C. Code Ann. Section 58-27-460(A)(1) and Section 58-27-460(A)(2) amended pursuant to the South Carolina Energy Freedom Act related to the promulgation and periodic review of standards for interconnection and parallel operation of generating facilities to an electrical utility’s distribution and transmission system. This Docket was consolidated with Dominion Energy South Carolina, Incorporated’s (“DESC”) utility-specific interconnection docket on November 15, 2019, pursuant to Order No. 2019-796, and consolidated with Duke Energy Carolinas, LLC’s, Duke Energy Progress, LLC’s, and Lockhart Power Company’s utility-specific interconnection dockets on November 25, 2019, pursuant to Order No. 2019-805.

Bridgestone Americas Tire Organization, LLC, (“BATO or “Petitioner”) files this Petition to Intervene pursuant to R. 103-825 of the Commission’s Rules and Regulations and other applicable

Rules and Regulations of the Commission, seeking permission to intervene and be made a party of record in the above-referenced Docket with full rights of participation.

1. BATO is a corporation incorporated under the laws of Delaware and is authorized to conduct business in the state of South Carolina as a foreign corporation in good standing with the South Carolina Secretary of State.

2. BATO owns and operates a passenger tire manufacturing plant in Graniteville, South Carolina, and has constructed and intends to operate a Solar Array with a capacity of 1980 kW AC designed to supplement about 1.5% of fossil fuel-based energy needed for the plant. The Solar Array is designed to provide BATO with sufficient electricity to operate the Graniteville plant when the manufacturing processes are idle. Because the Graniteville plant will consume all the electricity generated by the Solar Array, it will not interfere with DESC's equipment and facilities or its distribution and transmission system. Nevertheless, to further protect and safeguard DESC's equipment and facilities and its distribution and transmission system, DESC required BATO to install reverse power flow protection relays, preventing electricity from being inadvertently transmitted from the Solar Array to DESC's equipment and facilities or to its distribution and transmission system. The Solar Array was also constructed in accordance with the General Terms and Conditions, Specifications for Service and Meter Installations set out in the contract for electric service between BATO and DESC approved by this Commission. The Solar Array was constructed in compliance with all Federal, State and local standards and codes as well as the regulations of the Commission.

3. Notwithstanding that the Solar Array was constructed in compliance with all Federal, State and local requirements, a dispute has developed between BATO and DESC in which DESC refuses to allow BATO to operate the Solar Array, but instead has insisted that BATO comply with SC GIP

requirements and enter the interconnection queue. Contemporaneously herewith, BATO will seek an order of this Commission requiring DESC to allow BATO to operate its Solar Array as required by law.

4. The Solar Array is not interconnected to DESC's transmission system and does not operate in parallel with DESC's system. By design, the Solar Array cannot be operated for the purposes of net metering, the sale of output to DESC or the sale of electricity to third parties. The Solar Array is constructed to generate electricity solely for self-consumption onsite by BATO and does not operate in parallel to DESC's distribution and transmission system. Consequently, the Solar Array is not governed by S.C. Code Ann. Section 58-27-460(A); nor is the Solar Array subject to the South Carolina Generator Interconnection Procedures approved by Order No. 2016-191 in Docket No. 2015-362 E. Moreover, because electricity generated from the Solar Array is consumed exclusively by BATO, it is not subject to regulation by the Federal Energy Regulatory Commission ("FERC"). 16 U.S.C. Section 824. DESC's actions violate S.C. Code Ann. Section 58-27-460, Order No. 2016-191 and the parties' contract for electric service approved by this Commission.

5. To the extent the Commission is establishing guidelines related to DESC's interconnection timelines and the general standards for interconnection and parallel operation of generating facilities to an electrical utility's distribution and transmission system under the amended language of S.C. Code Ann. Sections 58-27-460(A)(1) & (A)(2) pursuant to the South Carolina Energy Freedom Act, this Docket may have a direct impact on BATO as a party currently forced into DESC's interconnection queue, despite the explicit statutory exclusion of S.C. Code Ann. Section 58-27-460(A)(1) & (A)(2) and DESC's violation of Order No. 2016-191 and the parties' contract for electric service approved by this Commission.

6. BATO is therefore an interested party, with direct and substantial interest in this Docket, having invested substantial financial resources, which would be directly affected by the Commission's decision. BATO also asserts its participation in this Docket's proceedings will aid the Commission in addressing the important issues conducted pursuant to this Docket, providing unique input which may otherwise be neglected in BATO's absence.

7. Petitioner should be allowed to intervene in this Docket, with full rights of cross-examination, discovery and participation in any Hearing to be scheduled in this Docket.

8. BATO's counsel in this proceeding, to whom all notices, pleadings, and communications in this matter should be directed, are as follows:

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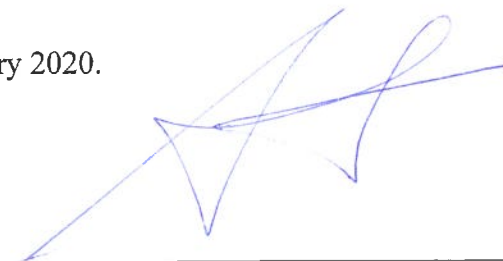
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WHEREFORE, Petitioner respectfully requests:

(a) The Commission accept this petition and Petitioner be made a party of record;

- (b) Petitioner be allowed to fully participate in this proceeding, including the right to take such positions as it deems advisable; and
- (c) All other rights provided to intervenors under South Carolina law and the rules of the Commission be granted to Petitioner.

Respectfully submitted, this the 14th day of February 2020.



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***Counsel for Petitioner, Bridgestone
Americas Tire Organization, LLC***

CERTIFICATE OF SERVICE

The undersigned employee of Elliott & Elliott, P.A. does hereby certify that she has served below listed parties with a copy of the pleading(s) indicated below by mailing a copy of same to them in the United States mail, by regular mail, with sufficient postage affixed thereto and return address clearly marked on the date indicated below:

RE: South Carolina Energy Freedom Act (House Bill 3659) Proceeding to Address S.C. Code Ann. Section 58-27-460(A)(1) and S.C. Code Ann. Section 58-27-460(A)(2) (Promulgation and Periodic Review of Standards for Interconnection and Parallel Operation of Generating Facilities to an Electrical Utility's Distribution and Transmission System)

DOCKET NO.: 2019-326-E

PARTIES SERVED: **Via Electronic and U.S. Mail**
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PLEADING:

Petition to Intervene

February 14, 2020



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